

Below is an order of the court.

  
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PETER C. MCKITTRICK  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In Re:

Christian S. Radabaugh, Sr.,

Debtor.

Bankruptcy Case  
No. 18-34244-pcm11

ORDER SCHEDULING CASE MANAGEMENT  
CONFERENCE

Pursuant to 11 U.S.C. §105(a), Fed. R. of Civ. P. 16, Bankr. R. 7016 and 9014, the court directs the debtor-in-possession's attorneys to appear for a case management conference on January 9, 2019 at 2:00 p.m., in Courtroom No. 1, U. S. Bankruptcy Court, 1001 SW Fifth Avenue, Eighth Floor, Portland, Oregon. The debtor-in-possession may appear by telephone at (888) 684-8852, access code 1238244. Other interested persons may attend, but are not required to do so. Absent court approval, any other attending party must appear in the courtroom and may not appear by phone. The purpose of the conference is to expedite the Chapter 11 case by establishing early and continuing control, to

1 discourage wasteful litigation activities, and to facilitate settlement  
2 of disputed matters.

3 Typically, matters to be discussed at the conference include the  
4 following:

5 (1) Motions for extension of time to assume or reject leases.

6 (2) Motions for relief from stay.

7 (3) Adequate protection.

8 (4) Operation of the debtor's business.

9 (5) Preview of the Chapter 11 plan (liquidation or workout;  
10 funding; timing of filing disclosure statement and plan, including  
11 request to shorten or extend the exclusive period for filing a  
12 disclosure statement and plan; estimated administrative expenses, etc.).

13 (6) Designation as Chapter 11A fast track case.

14 (7) Feasibility.

15 (8) Applications for employment of professionals and anticipated  
16 budgets for professionals employed by debtor, committees, oversecured  
17 creditors, and others who may expect to be paid from the estate.

18 (9) Whether debtor has filed all prepetition tax returns, and if  
19 not, when the returns will be filed.

20 (10) The contents of a further scheduling and case management  
21 order to follow as a result of the conference.

22 Secured creditors, lien creditors and others contemplating filing  
23 motions for relief from stay are advised that many of the issues  
24 typically addressed in such motions are likely to be dealt with at the  
25 scheduling and case management conference. Secured creditors may prefer  
26 to refrain from filing such motions until after the conference.

1 In order to provide sufficient information to meaningfully discuss  
2 management of the case,

3 IT IS HEREBY ORDERED that:

4 1. To the extent not previously filed pursuant to 11 U.S.C.  
5 § 1116(1), by January 2, 2019, the debtor shall file and serve on the  
6 U.S. Trustee, the Creditors' Committee, if any, and any parties  
7 requesting special notice:

8 (a) A cash flow analysis, prepared on a weekly basis, for the  
9 upcoming 120-day period.

10 (b) Historical financial information for the past three (3)  
11 years. If there is seasonal variation in the debtor's income and  
12 expenses, the historical financial information shall include  
13 monthly recaps of income and expenses.

14 (c) A statement of income and expenses since the date of  
15 filing of the petition with an indication as to the amount of paid  
16 and unpaid expenses.

17 (d) A budget with amounts the debtor expects to incur for  
18 professional services during the Chapter 11 case. The budget shall  
19 be on a monthly basis.

20 2. Any party who believes that the estate is liable for attorneys'  
21 fees, other professional fees or costs shall file a monthly budget  
22 indicating the projected fees which the estate will be asked to pay.

23 3. Notice is further given that if the debtor-in-possession fails  
24 to appear as required and/or fails to file and serve the information  
25 required by the Order, this case may be dismissed or converted to  
26 Chapter 7 without further notice or hearing, unless, at least three (3)

1 days prior to the date of the case management conference, a party in  
2 interest files a written objection thereto, setting forth the specific  
3 grounds for such objection with BOTH: (1) Clerk of the Court, United  
4 States Bankruptcy Court, 1001 SW Fifth Ave. #700, Portland, OR 97204,  
5 AND (2) Nicholas J. Henderson, Motschenbacher & Blattner, LLP, 117 SW  
6 Taylor Street, Ste. 300, Portland, OR 97204.

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9 cc: Nicholas J. Henderson  
10 Christian S. Radabaugh, Sr.  
11 U.S. Trustee  
12 All Creditors  
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